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Attorneys for Plaintiffs
 FIDELITY NATIONAL TITLE INSURANCE
 COMPANY, et al.

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND DIVISION

FIDELITY NATIONAL TITLE
 INSURANCE COMPANY, et al.,

Plaintiffs,

vs.

JAMES C. CASTLE aka J.
 CHRISTOPHER CASTLE et al., and
 Does 1 through 100, inclusive,

Defendants.

No. C-11-00896 YGR

**DECLARATION OF STEPHEN C. SETO
 IN SUPPORT OF PLAINTIFF CHICAGO
 TITLE INSURANCE COMPANY'S
 MOTION TO COMPEL DEFENDANT
 JAMES CASTLE TO PROVIDE
 FURTHER RESPONSES TO REQUEST
 FOR PRODUCTION OF DOCUMENTS
 AND REQUEST FOR SANCTIONS
 AGAINST CASTLE AND ANN DRAPER**

[Notice of and Motion to Compel Castle to
 Provide Further Responses to Request for
 Production of Documents and Request for
 Sanctions; Declaration of Kimberly A. Millington;
 and [Proposed] Order Filed Concurrently
 Herewith]

Date: June 17, 2014
 Time: 2:00 p.m.
 Courtroom: 1
 Judge: Hon. Yvonne Gonzalez Rogers

No Trial Date Set

And Related Cross-Actions

I, STEPHEN C. SETO, declare as follows:

1 1. I am an attorney in good standing licensed to practice law before all courts in the
2 State of California and an attorney with Bergquist Wood McIntosh Seto, LLP, attorneys for
3 Plaintiffs in this matter.

4 2. Except where based on information and belief, I have personal knowledge of the
5 facts stated in this declaration and could and would testify to them if called upon to do so.

6 3. I submit this declaration in support of Plaintiff's Motion to Compel Defendant
7 James C. Castle ("CASTLE") to Provide Further Responses to Request for Production of
8 Documents ("RFP") and Request for Sanctions against CASTLE and his Counsel, Ann Draper.

9 4. On November 20, 2013, I requested that Ms. Draper meet and confer with me
10 regarding CASTLE's Responses to the RFP. After several unsuccessful attempts to meet and
11 confer with her, we met and conferred at the Courthouse on December 2, 2013.

12 5. On December 16, 2013, I sent Ms. Draper a proposed joint letter brief to the Court
13 setting forth the discovery issue in compliance with this Court's Standing Order 8(d). Ms. Draper
14 promised to provide comments on December 19, 23, 27, and 30, 2013 and also on January 2,
15 2014, but did not do so until the evening of January 6, 2014. We were unable to agree on the
16 wording of the joint letter brief.

17 6. On December 17, 2013, I requested that Ms. Draper meet and confer on several sets
18 of discovery but Ms. Draper was unable to meet in person or on the telephone at any time from
19 mid-December to January 8, 2014. On January 8, 2014, she agreed to meet and confer but
20 claimed that before meeting and conferring again on the substantive issues, the parties first had to
21 meet and confer on whether or not Plaintiff had waited too long to try to compel further responses.

22 7. At the status conference on January 13, 2014, this Court ordered Ms. Draper to
23 make a good faith effort to produce responsive documents and ordered her to do so by February
24 14, 2014 if her trial did not proceed and no later than March 14, 2014 if her trial did proceed. Ms.
25 Draper did not comply with either order.

26 8. After the status conference on March 24, 2014, Ms. Draper indicated to me and
27 Ms. Millington outside the Courthouse that some of the documents she had sent in response to the
28 RFP were not CASTLE's documents but documents that she just had "lying around."

/s/ Stephen C. Seto
STEPHEN C. SETO